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|---|---|------------------------|-----------------|
| <h1 style="margin: 0;">TRANSMITTAL FORM</h1> <p style="margin: 5px 0;">(to be used for all correspondence after initial filing)</p> | | Application Number | 10/826,588 |
| | | Filing Date | April 16, 2004 |
| | | First Named Inventor | Hirofumi SUZUKI |
| | | Art Unit | 2627 |
| | | Examiner Name | N. A. Danielsén |
| Total Number of Pages in This Submission | 3 | Attorney Docket Number | 299002057700 |

| ENCLOSURES (Check all that apply) | | |
|--|--|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Receipt Postcard |
| <div style="border: 1px solid black; width: 100px; height: 20px; float: left; margin-bottom: 5px;">Remarks</div> | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | | |
|--|-------------------------|----------|--------|
| Firm Name | MORRISON & FOERSTER LLP | | |
| Signature | | | |
| Printed name | Brian N. Fletcher | | |
| Date | April 17, 2007 | Reg. No. | 51,683 |



PATENT
Docket No.: 299002057700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Hirofumi SUZUKI

Serial No.: 10/826,588

Filing Date: April 16, 2004

For: OPTICAL PICKUP DEVICE AND METHOD
FOR CONTROLLING THE SAME

Examiner: Nathan Andrew Danielsen

Art Unit: 2627

RESPONSE TO ELECTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Action dated March 20, 2007, applicant hereby provisionally elects Species B, Figure 6A, claims 1, 2, 4-12, and 14-18 for continued examination, *without traverse*.

In the event that the transmittal form is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief is required, applicant